

WHEN RECORDED, RETURN TO:

Arizona State University
P. O. Box 87-7405
Tempe, AZ 85287-7405
Attn: Lisa Loo

EXEMPT from the
requirement for an
Affidavit per
11-1134A3

DEED

For consideration of Ten and no/100 Dollars (\$10.00) and other good and valuable consideration, the receipt and sufficiency of which are hereby expressly acknowledged, the undersigned, **CITY OF TEMPE**, an Arizona municipal corporation ("**Grantor**") does hereby convey to **The Arizona Board of Regents for and on behalf of Arizona State University** ("**Grantee**"), the real property described on the attached Exhibit A which is incorporated herein by this reference (the "**Property**").

Grantor warrants to Grantee that it is conveying the Property subject only to: (i) matters affecting title as of the date Grantor obtained title to the Improvements by that Special Warranty Deed recorded as Document No. 99-950975, (ii) matters created by or with the consent of Grantee or at the sufferance of Grantee, and (iii) matters created by or with the consent of ASUF Brickyard, LLC, an Arizona limited liability company ("Brickyard") or at the sufferance of Brickyard, or its predecessors in interest . Grantor conveys the Property in its "as-is" condition without representation or warranty whatsoever.

Dated _____, 2009.

CITY OF TEMPE, an Arizona municipal
corporation

By _____
Hugh L. Hallman, Mayor

ATTEST:

By _____
City Clerk

APPROVED AS TO FORM:

By _____
City Attorney

STATE OF ARIZONA)
) ss.
County of Maricopa)

The foregoing instrument was acknowledged before me this ____ day of _____, 2009 by Hugh L. Hallman, the Mayor of **THE CITY OF TEMPE**, an Arizona municipal corporation, for and on behalf of said City.

Notary Public

My Commission Expires:

EXHIBIT A

Legal Description

Units 1 and 2, BRICKYARD ON MILL CONDOMINIUMS, a condominium as created by that certain Declaration recorded October 15, 1999, as 99-0950957 and as shown on the plat of said condominium recorded as Book 514 of Maps, Page 29, in the Official Records of the Maricopa County Recorder.